

Committee Reports.

Committee Room,
Austin, Texas, Sept. 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom has been referred S. B. No. 8, A bill to be entitled "An Act providing relief for the Valentine Independent School District, in order to aid said district in repairing and rehabilitating its school building which was seriously damaged and rendered untenable and unsafe for use for school purposes by the earthquake of Sunday August 16, 1931, making an appropriation for that purpose, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Committee Room,
Austin, Texas, Sept. 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of Fifty Thousand Dollars (\$50,000.00) or so much thereof as may be necessary out of the General Revenue to pay the per diem and mileage of members; the per diem of officers and employees; and the contingent expense of the Second Called Session of the Forty-second Legislature of the State of Texas convened on the eighth day of September, 1931, by proclamation of the Governor; to supplement the like appropriation of the Regular and First Called Sessions of said Legislature; to pay any unpaid vouchers or warrants held by members, officers or employees of the Regular and First Called Sessions of said Legislature; to pay any unpaid claims or accounts of members, officers, or employees of said Session or of other persons authorized either by the Senate or the House of Representatives; to pay any and all sums for whatever purpose authorized to be expended by concurrent resolution of the Forty-second Legislature at its Second Called Session; to pay the per diem of members, officers or employees for pre-session and post-session work of the Second Called Session of said

Forty-second Legislature; providing how accounts may be approved and audited; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

FOURTH DAY.

(Continued)

Senate Chamber,
Austin, Texas,
September 12, 1931.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

Bills and Resolutions.

By Senator Poage:

S. B. No. 11, A bill to be entitled "An Act to amend Section 22, Chapter 34, of Acts of the First Called Session of the Forty-first Legislature of the State of Texas, said Chapter being entitled "An Act to create a more efficient road system for McLennan County, Texas" by changing the figures eighteen hundred (\$1,800.00) dollars to six hundred (\$600.00) dollars wherever they appear, and adding thereto a provision prohibiting the use of county owned automobiles or any form of county supplied transportation by the County Commissioners of McLennan County, and prohibiting the receipt by such commissioners, of compensation not herein provided for, repealing all laws and parts of laws in conflict herewith and declaring an emergency."

Read and referred to Committee on Counties and County Boundaries.

By Senators Martin and Woodruff:

S. B. No. 12, A bill to be entitled "An Act to allow farmers, agriculturists and producers of agricultural products in Texas to agree with each other and with the farmers and agriculturists of other states to reasonably limit the acreage that each shall plant in any given crop; and declaring an emergency."

Read and referred to Committee on Agricultural Affairs.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, Sept. 12, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following resolution:

H. C. R. No. 4, Requesting the
Governor to submit a bill which pro-
vides for the setting aside of a spe-
cial fund for the retiring of out-
standing road bonds.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Motion Not to Print.

Senator DeBerry moved that to-
day no petitions, memorials, or com-
munications, either from within
Texas or out of it, be printed in the
Senate Journal, except communica-
tions from State officials of other
states and others that the Chair
thought appropriate. The motion
prevailed.

H. C. R. No. 4.

The Chair laid before the Senate:
H. C. R. No. 4, Requesting the
Governor to submit legislation rela-
tive to a special fund to retire cer-
tain road bonds.

The resolution was read.

Senator Parr moved to refer the
resolution to the Committee on High-
ways and Motor Traffic.

Senator Parr moved to adjourn
until 10 o'clock Monday morning.
The motion was lost by the follow-
ing vote:

Yeas—4.

Beck.	Holbrook.
Gainer.	Parr.

Nays—17.

Berkeley.	Oneal.
Cunningham.	Poage.
DeBerry.	Rawlings.
Hopkins.	Russek.
Hornsby.	Small.
Loy.	Stevenson.
Martin.	Woodruff.
Moore.	Woodward.
Neal.	

Parrish.	Absent.
----------	---------

Absent—Excused.

Cousins.	Purl.
Greer.	Thomason.
Hardin.	Williamson.
Patton.	Woodul.
Pollard.	

Senator DeBerry raised the point
of order that by yielding for a mo-
tion to adjourn, Senator Holbrook,
who was speaking, thereby yielded
the floor.

The Chair, Lieutenant Governor
Edgar E. Witt, sustained the point
of order, adding, however, that he
was not thereby prevented from
again recognizing the Speaker as
soon as the vote on the motion to
adjourn was announced.

Senator Parr moved to recess un-
til 2 o'clock. The motion was lost.

Senator DeBerry raised the point
of order that Senator Holbrook,
speaking, could not yield for a mo-
tion to recess. The Chair overruled
the point of order.

Senator Hornsby moved to table
the motion to refer the resolution.
The motion to table prevailed by the
following vote:

Yeas—16.

Berkeley.	Neal.
Cunningham.	Oneal.
DeBerry.	Poage.
Hopkins.	Rawlings.
Hornsby.	Russek.
Loy.	Small.
Martin.	Stevenson.
Moore.	Woodruff.

Nays—5.

Beck.	Parr.
Gainer.	Woodward.
Holbrook.	

Absent.

Parrish.

Absent—Excused.

Cousins.	Purl.
Greer.	Thomason.
Hardin.	Williamson.
Patton.	Woodul.
Pollard.	

Senator Stevenson sent up the fol-
lowing amendment:

Amend by adding to the resolu-
tion the following: "Provided
further that nothing in this resolu-

tion suggests to the Governor that he submit a proposition that may open up general taxation measures."

STEVENSON.

The amendment was read and on motion of Senator Woodruff, tabled.

The resolution was adopted by the following vote:

Yeas—18.

Beck.	Neal.
Berkeley.	Oneal.
Cunningham.	Poage.
DeBerry.	Rawlings.
Hopkins.	Russek.
Hornsby.	Small.
Loy.	Stevenson.
Martin.	Woodruff.
Moore.	Woodward.

Nays—2.

Gainer.	Holbrook.
---------	-----------

Absent—Excused.

Cousins.	Purl.
Greer.	Thomason.
Hardin.	Williamson.
Patton.	Woodul.
Pollard.	

(Pair Recorded.)

Senator Parr (present) who would vote nay, with Senator Parrish (absent) who would vote yea.

Adjournment.

On motion of Senator Woodruff, the Senate, at 12:53 o'clock p. m., adjourned until 9:30 o'clock Monday morning.

APPENDIX.

Petitions and Memorials.

(Telegram.)

Little Rock, Ark., Sept. 11.
President of the State Senate,
Speaker of the House of Representatives,
Austin, Texas.

Through your kind offices may I be permitted to express to the members of your body my sincere appreciation of their interest in solving the economic problem of the cotton growers of the South by legislative

action and to assure them that the cotton growers of Arkansas will cooperate through legislative action with whatever plan may be adopted whether it be the Long plan or a modified plan. I would impress the members with the thought that in this present moment they are carrying the full responsibility in determining the best course of action in the interest of all cotton products in the United States, inasmuch as it will be necessary for all other States to act in unison and cooperatively with Texas in whatever plan is adopted in view of the fact that the State of Texas produces approximately one-third of the cotton crop of the United States. I would impress upon the members that they give due consideration to the inevitable expense of enforcement of the different laws proposed in determining which of the various proposed laws to enact remembering that whatever expense may be required for enforcement will necessarily become a tax and burden upon the cotton producers. I have full confidence in the wisdom and integrity of the Texas Legislature and believe that in their realization that in this critical situation they are in effect legislating for the cotton producers of the entire South they will exercise wisdom that is southwide and not subject to the influence of purely local conditions. Let me urge you finally to give to us and other southern states such legislation on this matter that we and other southern states can cheerfully subscribe to and wholeheartedly support in the true spirit of cooperation. We anxiously await your action.

EARL PAGE,
Commissioner of Agriculture.

(Telegram.)

Jonesboro, Ark., Sept. 11.
President State Senate, Texas,
Austin, Texas.

Please examine these figures. Nine million surplus now. Fifteen and one-half million crop on hand. Total twenty-four and one-half million. If we produce only seven million next year total will be thirty-one and one-half million. Present rate consumption remainder this year and next fourteen million six hundred sixty six thousand. Leaving surplus January first nineteen thirty-three six-

teen million eight hundred and thirty-four thousand bales. Consumption that date to August first nineteen thirty-three end of cotton year six million four hundred thousand bales leaving a surplus August first nineteen thirty-three nine million four hundred thousand bales which condition will be worse than that of today. Please convey these figures to the Texas Legislature for we farmers of this state who are not interested in partial reduction legislation. Give us the Long Plan or nothing.

F. H. WATSON, Planter.

(Telegram.)

Center, Ala., Sept. 11.

President State Senate of Texas,
Austin, Texas.

We urge you to adopt Long plan for prohibiting the growing of cotton in 1932.

Cherokee County Farm Bureau.

(Telegram.)

Jennings, Fla., Sept. 11.

President of Senate, Austin, Texas.

I am a farmer and Senator thirtieth district, Florida Legislature. Present condition means ruination to cotton growing states. Remedial legislation imperative. My solution fifty per cent reduction in acreage for three year period. Basing reduction this year's acreage law should have teeth in it so it could be enforced.

JOHN BRADSHAW.

(Telegram.)

Woodstock, Ga., Sept. 11.

President of the Texas Senate,
Austin, Texas.

Your great legislative body has the power to give the South prosperity by enacting the no cotton law for nineteen thirty-two. Only plan that will save the cotton planter from bankruptcy. All depends on your state. Georgia and other cotton states are waiting on Texas to act.

DAWSON BROTHERS,
Cotton planters.

(Telegram.)

Monroeville, Ala., Sept. 11.

Members of Senate,
Care President of Senate,
Austin, Texas.

Our farmers believe no cotton in

thirty-two is salvation of South.

Junior Chamber of Commerce,
L. L. DEES, Secretary.

(Telegram.)

Monroeville, Ala., Sept. 11.

Senate Members,
Care President of Senate,
Austin, Texas.

Ninety-five per cent our farmers for Long plan.

Monroe County Farm Bureau,
A. V. CULPEPPER, Agent.

(Telegram.)

Monroeville, Ala., Sept. 11.

Members of State Senate,
Care President of Senate,
Austin, Texas.

My check indicates Legislature here will vote about two to one for no cotton in thirty-two if you will adopt that plan.

J. B. BARNETT,
Member Committee in Alabama.

(Telegram.)

Aliceville, Ala., Sept. 12.

President Senate, State of Texas,
Austin, Texas.

Ninety per cent our farmers favor no cotton planting next year. Alabama and other eastern states can legislate only for entire prohibition of cotton. Trust that you will pass no cotton law.

F. A. REW, County Agent.

(Telegram.)

Dadeville, Ala., Sept. 11.

President of the Senate, State Capitol, Austin, Texas.

My county adopted resolutions September second by ninety per cent majority endorsing legislation for planting of no cotton 1932. Alabama and all eastern states can only legislate for entire prohibition of cotton planting next year. Unless Texas totally bans cotton next year entire plan will fail.

F. G. WRENN,
County Agent, Tallapoosa County.

(Telegram.)

Lafayette, Ala., Sept. 11.

President of Senate, Austin, Texas.

Chambers county farmers in meeting here Monday unanimously indorsed the no cotton plan. Doubt Alabama being able to legally limit

the acreage. We can legally prohibit cotton. If Texas fails to pass no cotton law it looks like the whole plan will fail.

H. C. HEATH, County Agent.

W. C. BATSON, Probate Judge.

(Telegram.)

Selma, Ala., Sept. 11.

President of the Senate,
Austin, Texas.

Seven hundred cotton farmers in meeting here September the eighth, unanimously endorsed no cotton plan for nineteen thirty-two. We implore you to give this plan your whole hearted support. Partial reduction legally impossible in this state.

Dallas County Farm Bureau.

(Telegram.)

Gunterville, Ala., Sept. 11.

President State Senate,
Austin, Texas.

Of one thousand farmers two mass meetings in Marshall County endorsed no cotton plan with only one opposing vote. Eastern cotton belt can only legally legislate for entire prohibition. The future of the South depends on the action of Texas. Please save Southern civilization.

GUS MAY, Secretary.

(Telegram.)

Clayton, Ala., Sept. 12.

President of Senate, Austin, Texas.

Fifteen hundred Barbour county farmers in mass meeting vote unanimously for no cotton in nineteen thirty-two. No other plan will meet with favor here. Any partial acreage reduction plan would not carry in Alabama. The welfare of the cotton farmers of the South is in your hands.

F. C. CLAPP, County Agent.

Committee Reports.

Committee Room,

Austin, Texas, Sept. 12, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

S. B. No. 2, A bill to be entitled "An Act prohibiting the planting of cottonseed for the purpose of growing cotton in the State of Texas in the year 1932, and prohibiting the gathering and ginning of cotton

planted or grown in the State of Texas in the year 1932; providing for extermination of the Mexican cotton boll weevil, (*Anthonomus grandis*, Boheman), eradicating the disease of the Cotton known as the cotton root rot (*Phymatotrichum omnivorum*, Duggar); declaring it to be a misdemeanor to violate any provisions of this Act and providing punishment therefor; and providing for the suspension thereof."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, Sept. 13, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred S. B. No. 5, A bill to be entitled "An Act providing for the conservation of the soil of the State of Texas; and providing for the elimination of root-rot by a proper cropping system; and providing for the prevention of erosion of the soil of the State; and further providing for a cropping system that will yield enough money to the farmers of the State to enable them to purchase fertilizer for the preservation of the fertility of their farms; providing for enforcement of this Act through the remedies of injunction and by the forfeiture of cotton raised on any land in violation of the provisions of this Act; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

CUNNINGHAM, Chairman.

Committee Room,

Austin, Texas, Sept. 12, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

S. B. No. 9, A bill to be entitled "An Act declaring the soil to be a natural resource of the State; declaring it is a public right and a public duty and made mandatory upon the Legislature of the State of Texas under Section 59 of Article 16 of the Constitution of the State of Texas to enact laws to compel the

preservation and conservation of the fertility of the soil; providing that for the purpose of preserving and conserving the soil, preventing waste thereof and erosion of the soil and to aid in the eradication of and to prevent the spread of root rot and all other diseases of the soil, it shall be unlawful for any person, association of persons, firm, corporation or joint stock company, during the year 1932, to plant any cotton seed for the purpose of raising cotton on any land in excess of one-third of the area thereof in cultivation during the year 1931; and to make it unlawful for any person, association of persons, firm, corporation or joint stock company during the year 1933, to plant any cotton seed for the purpose of raising cotton on any land in excess of one-third of the area thereof in cultivation during the year 1932; and prohibiting the planting or growing of cotton in 1933 upon any land which cotton was grown in

1932; providing for injunctions in order to prevent a violation of this Act and to enforce the purpose and intent hereof; prohibiting the planting and cultivation of cotton on the same land two years in succession; defining the duties of the Attorney General, and several County and District attorneys in respect thereto; affixing the penalties for violations of this Act, requiring owners and agents to give information as to the number of acres in cultivation and the number of acres planted in cotton in 1931 and 1932; imposing certain duties and responsibilities upon the County Assessor of Taxes and the Commissioner of Agriculture of the State of Texas, providing a saving clause if any part of this Act is held invalid, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

CUNNINGHAM, Chairman.

In Memory of Dr. Mezes

SIMPLE RESOLUTION NO. 4.

Senator Holbrook sent up the following resolution:

WHEREAS: On the evening of day before yesterday Dr. Sidney Edward Mezes, former President of the University of Texas and a distinguished citizen of the nation, passed quietly from the activities of this life and now rests peacefully on the other side; and

Whereas: Dr. Mezes, during the earlier years of his young manhood, after preparing for an active educational career by receiving a thorough education in the leading Universities of the country, came to Texas and accepted the chair of Professor of Philosophy in the University of Texas thirty-two years ago. He served in this position with distinction, as he did in all others, until 1904, when he was elected Dean of the University, in which capacity he served until 1909. When Dr. David Franklin Houston resigned that position, Dr. Mezes was elected President of the University, and served until 1914, when he was elected President of the College of the City of New York, in which place he served until his health failed, in about 1922.

Dr. Mezes was of that cloistered few who might be well denominated as the higher leaders of the educational forces of this nation, and though democratic in spirit, he never forgot the high ideals which characterize men of learning and ability and set them apart as a distinctive force in the leadership of world affairs.

He was brother-in-law of Edward M. House, formerly of Austin, and was closely associated with him, both in ties of friendship and political ideals, for many years. This led him into close contact with the lamented Woodrow Wilson, late President of the United States, and to take part, at least in an advisory capacity, in many of the problems which attended the reconstruction of the world during and immediately following the World War. He was sent as an emissary by President Wilson, to France, soon after the war, and did much constructive work of a stabilizing character.

Texas history will accord Dr. Mezes a choice place along with Gregory, Burleson, Houston, and House, that great quartet of eminent statesmen whose records and services will shine resplendently throughout all time as a credit to the people of Texas.

It is with great sorrow that the Senate of Texas notes the passing of Dr. Mezes, and now sends its condolences to his bereaved wife and to all those who knew him best and loved him most. His life and his work will live in the minds of those thousands of students who knew him at the University, and will have a chastening influence upon the generations of students yet to come.

Therefore Be It Resolved By the Senate of Texas: That this simple tribute of their affections be printed on a special page in the Journal, and that a copy of same be mailed to Mrs. Mezes.

Senators Holbrook, Hornsby, Lieutenant Governor Edgar E. Witt, Beck, Berkeley, Cousins, Cunningham, DeBerry, Gainer, Greer, Hardin, Hopkins, Loy, Martin, Moore, Neal, Oneal, Parr, Parrish, Patton, Poage, Pollard, Purl, Rawlings, Russek, Small, Stevenson, Thomason, Williamson, Woodruff, Woodul and Woodward.

Read and adopted unanimously by a rising vote.